



WISCONSIN LEGISLATIVE COUNCIL AMENDMENT MEMO

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| 2003 Assembly Bill 766 | Assembly Amendment 1 |
| <i>Memo published: March 2, 2004</i> <i>Contact: Mary Matthias, Senior Staff Attorney (266-0932)</i> | |

Current law grants the Board of Regents of the University of Wisconsin (UW) System joint authority with local governments to exercise police power on the property of UW institutions. In exercising that power, UW police must cooperate with and be responsive to other local law enforcement agencies.

In addition, under current law, if a law enforcement officer, including a UW police officer, has territorial jurisdiction that is wholly or partially within Milwaukee County and the officer has authority to arrest a person within that jurisdiction, he or she may arrest a person anywhere in Milwaukee County if the law enforcement agency employing the officer has adopted policies regarding investigations and arrests occurring in other jurisdictions.

The bill authorizes UW police assigned to a given campus to make arrests anywhere in the county in which the UW campus is located if the Board of Regents authorizes them to do so and adopts **written policies** regarding investigations and arrests occurring off campus, including policies regarding notification to and cooperation with the law enforcement agency of the other jurisdiction regarding the investigations conducted and arrests made in that jurisdiction.

Assembly Amendment 1 requires the UW police to enter into a **written agreement** with the law enforcement agency for the municipality in which the UW police wish to exercise arrest authority before UW police may exercise that authority. The agreement must establish written policies regarding all of the following:

- a. Investigations made in the municipality.
- b. Arrests made in the municipality if the crime is observed by a law enforcement officer.
- c. Arrests made in the municipality if the crime is not observed by a law enforcement officer.

- d. Notification to and cooperation with the law enforcement agency of the municipality regarding investigations conducted and arrests made in the municipality.

2004 Assembly Bill 766 was introduced on January 27, 2004 by Representative J. Wood and others; cosponsored by Senators Schultz and Zien. It was referred to the Assembly Committee on Colleges and Universities, which held a public hearing on the bill on February 10, 2004. On February 19, 2004, Representative Kreibich offered Assembly Amendment 1 to the bill. On February 24, 2004, the committee voted to recommend adoption of the amendment on a vote of Ayes, 9; Noes, 2; and to recommend passage of the bill, as amended, on a vote of Ayes, 10; Noes, 1.

MM:jal